

C. Remarks

In the Office Action dated September 30, 2003, the Examiner indicated restriction to one of the following patentably distinct groups would be required under 35 U.S.C. § 121:

- I. Claims 1 – 6 and 58 – 61, drawn to structure of method of routing data, classified in class 709, subclass 238.
- II. Claims 7 – 57 and 62 – 72, drawn to method of monitoring and analyzing data traffic and using the monitored data to update the routing table, classified in class 709, subclasses 224 and 242.

Applicants elect, without traverse, Group II, Claims 7 – 57 and 62 – 72 for prosecution on the merits. In connection with this election, the non-elected claims of Group I, specifically Claims 1 – 6 and 58 – 61, are withdrawn. Such claims and the subject matter contained therein are withdrawn without prejudice to re-presentation in a continuing application. Original Claims 7 – 57 and 62 – 72 stand ready for examination.

This paper is intended to constitute a complete response to the outstanding Office Action. Please contact the undersigned if it appears that a portion of this response is missing or if there remain any additional matters to resolve. If the Examiner feels that processing of the application can be expedited in any respect by a personal conference, please consider this an invitation to contact the undersigned by phone.

Application No. 09/594,461
Amendment and Response to Office Action
Mailed September 30, 2003

PATENT
Page 20 of 20

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Alan Weeks', written over a horizontal line.

R. Alan Weeks
USPTO Reg. No.: 36,050

Date: 1/29/04

321 South Boston Ave., Suite 800
Tulsa, OK 74103-3318
Telephone No.: (918) 599-0621
Facsimile No.: (918) 583-9659
Customer No.: 22206